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| APPLICATION NO.  | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--|-------------|----------------------|---------------------|------------------|
| 10/689,922   | 10/20/2003  | Tao-Ping Wang        | N1085-00026         | 4871             |
| 8933   | 7590        | 11/08/2004           | EXAMINER            |                  |
| DUANE MORRIS, LLP<br>IP DEPARTMENT<br>ONE LIBERTY PLACE<br>PHILADELPHIA, PA 19103-7396 |             |                      | NGUYEN, HIEP        |                  |
|  |             |                      | ART UNIT            | PAPER NUMBER     |
|  |             |                      | 2816                |                  |

DATE MAILED: 11/08/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

| <i>Office Action Summary</i> | Application No. | Applicant(s)   |
|------------------------------|-----------------|----------------|
|                              | 10/689,922      | WANG, TAO-PING |
| Examiner                     | Art Unit        |                |
| Hiep Nguyen                  | 2816            |                |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
  - If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
  - If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
  - Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

## Status

- 1)  Responsive to communication(s) filed on 20 October 2003.

2a)  This action is FINAL.                            2b)  This action is non-final.

3)  Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

## Disposition of Claims

- 4)  Claim(s) 1-12 is/are pending in the application.  
4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.

5)  Claim(s) \_\_\_\_\_ is/are allowed.

6)  Claim(s) 1,2,4,5 and 7-10 is/are rejected.

7)  Claim(s) 3,6,11 and 12 is/are objected to.

8)  Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

## Application Papers

- 9)  The specification is objected to by the Examiner.

10)  The drawing(s) filed on 20 October 2003 is/are: a)  accepted or b)  objected to by the Examiner.

    Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

    Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11)  The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12)  Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
a)  All b)  Some \* c)  None of:  
1.  Certified copies of the priority documents have been received.  
2.  Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.  
3.  Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- 1)  Notice of References Cited (PTO-892)  
2)  Notice of Draftsperson's Patent Drawing Review (PTO-948)  
3)  Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date 10-20-03.

4)  Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_ .

5)  Notice of Informal Patent Application (PTO-152)

6)  Other: \_\_\_\_\_

## DETAILED ACTION

### *Drawings*

The drawings are objected to because letters in figure 4 is illegible. Corrected drawing sheets in compliance with 37 CFR 1.121(d) are required in reply to the Office action to avoid abandonment of the application. Any amended replacement drawing sheet should include all of the figures appearing on the immediate prior version of the sheet, even if only one figure is being amended. The figure or figure number of an amended drawing should not be labeled as "amended." If a drawing figure is to be canceled, the appropriate figure must be removed from the replacement sheet, and where necessary, the remaining figures must be renumbered and appropriate changes made to the brief description of the several views of the drawings for consistency. Additional replacement sheets may be necessary to show the renumbering of the remaining figures. The replacement sheet(s) should be labeled "Replacement Sheet" in the page header (as per 37 CFR 1.84(c)) so as not to obstruct any portion of the drawing figures. If the changes are not accepted by the examiner, the applicant will be notified and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.

### *Claim Rejections - 35 USC § 112*

The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

Claims 2 and 10 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Correction and/or clarification is required.

Regarding claim 2, the recitation "wherein said first input, said second input, said third input, and said output are initially low; when said second input goes high and then goes low again, said output goes high; when said third input goes high, said output goes low" is indefinite because it is misdescriptive. Assume that the first input is input (210) of figure 2 of the present application, the second input is input (220) the third input is input (230). The first

input is the data input (D) that is coupled to the negative output (DB) of the D flip-flop (200). When the input clock (CLK) goes high the goes low, the **low** level of the D input is transmitted to the positive (D) output of the D flip-flop and the **HIGH** level is present at the complementary output (DB) of the flip-flop. Thus, the output (DB) goes **HIGH** instead of going low as recited. This is a basic function of the type D flip-flop. The same rationale is true for the recitation “and said output are initially low...said output goes low” in lines 3-4 of claim 10.

### ***Claim Rejections - 35 USC § 102***

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claims 1, 2, 4, 5, and 7-10 are rejected under 35 U.S.C. 102(e) as being anticipated by Chen et al. (US Pat. 6,744,296).

Regarding claims 1, 2 and 10, figure 10 of Chen shows a device to control a sense amplifier (305), comprising:

a resetable control circuit (270) containing a first input (SET), a second input (CLK), a third input (CLR), and an output (Q/); said first input (SET) coupled to a ground; said second input coupled to receive a start signal (CLK); said third input (CLR) coupled to receive output signals of said sense amplifier; and said output coupled to said sense amplifier, wherein said , said second input, said third input, and said output are initially low; when said second input (CLK) goes high and then goes low again, said output goes high; when said third input (CLK) goes high, said output goes low.

Regarding claims 4, 5 and 7, the resetable control circuit is a D flip-flop circuit and the start signal is a trigger clock.

Regarding claim 8, the recitations “a pseudo word line signal” is merely intended use thus, it does not further limit the limitations of the claim. It has been held that a recitation with respect to the manner in which a claimed apparatus is intended to be employed does not differentiate the claimed apparatus from a prior art apparatus satisfying the claimed structural limitations. Therefore, this limitation has not been given patentable weight.

Regarding claim 9, the third input (CLR) is a reset signal.

#### *Allowable Subject Matter*

Claims 3, 6, 11 and 12 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Claims 3, 6, 11 and 12 are objected to because the prior art (US Pat. 6,744,296) fails to teach or fairly suggest a reset signal generator having inputs coupled to the output of the sense amplifier as called for in claim 3; the first input of the resetable control circuit is a data signal of a type D flip-flop as called for in claim 6; a resetable control circuit further comprises first to fourth passgates, first to fourth inverters and a first NAND gate connected as described in claim 11; a reset signal generator containing first and second NAND gates coupled to the output of the sense amplifier and to the third input of the resetable control circuit as described in claim 12.

#### *Conclusion*

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Hiep Nguyen whose telephone number is (571) 272-1752. The examiner can normally be reached on Monday to Friday from 7:30am to 4:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Timothy Callahan can be reached on (571) 272-1740. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Hiep Nguyen

11-03-04



TUANT.LAM  
PRIMARY EXAMINER